

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

WYETH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 06-222 (JJF)
	)	
IMPAX LABORATORIES, INC.,	)	
	)	
Defendant.	)	

**WYETH'S MOTION TO STRIKE THE EXPERT REPORT  
OF IMPAX'S PATENT LAW EXPERT, MARK E. NUSBAUM**

Plaintiff Wyeth hereby moves to strike the expert report of Impax's patent law expert, Mark E. Nusbaum. The grounds for this motion are set forth in Wyeth's opening brief, filed herewith.

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Karen Jacobs Louden*

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October 12, 2007  
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**CERTIFICATE PURSUANT TO D. DEL. L. R. 7.1.1**

Plaintiff Wyeth certifies that it has made a reasonable effort to reach agreement with counsel for Impax on the matters set forth in Wyeth's Motion to Strike, and that the parties have not been able to reach agreement.

*/s/ Karen Jacobs Loudon*

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Karen Jacobs Loudon (#2881)

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on October 12, 2007 I electronically filed the foregoing with the Clerk of the Court using CM/ECF, which will send notification of such filing(s) to the following:

Mary B. Matterer  
MORRIS JAMES LLP

I also certify that copies were caused to be served on October 12, 2007 upon the following in the manner indicated:

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